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PATENT APPLICATION SERIAL NO. _____

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

01/26/2004 EFSPPRD 00000021 10707960

01 FC:1001 770.00 DA
02 FC:1202 30.00 DA
03 FC:1201 66.00 DA
04 FC:6001 40.00 DA

Adjustment date: 03/04/2004 SDIRETA1
01/26/2004 EFSPPRD 00000021 220185 10707960
01 FC:1001 770.00 CR
02 FC:1202 30.00 CR
03 FC:1201 66.00 CR

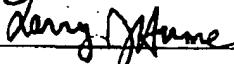
03/04/2004 SDIRETA1 00000008 220185 10707960

01 FC:2001 365.00 DA
02 FC:2202 45.00 DA
03 FC:2201 43.00 DA

PTO-1556
(5/87)

Certificate of Transmission

I hereby certify that this correspondence, consisting of 2 pages, is being facsimile transmitted to the United States Patent and Trademark Office, Office of Finance, facsimile no. 703 308-5077, on February 27, 2004.


Signature (Larry J. Hume)Docket No.: 22040-00027-US
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:
Toshio Chiba et al.

Confirmation No.: 1959

Application No.: 10/707,960

Filed: January 28, 2004

Art Unit: N/A

For: IN-VIVO INFORMATION EXTRACTING
SYSTEM, TAG DEVICE USED FOR THE
SAME, AND RELAY DEVICE

Examiner: Not Yet Assigned

REQUEST FOR REFUND UNDER 37 CFR §§ 1.26 AND 1.28

Mail Stop 16
Office of Finance (Refunds)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

February 27, 2004

Dear Sir:

The large entity filing rate of \$770 was inadvertently paid at filing of this application on January 28, 2004, along with large entity fees for excess claims in the amount of \$176. The period of time between payment of the large entity rate and the submission of this request is less than three (3) months, as required under 37 C.F.R. §1.28.

Both the Inventor and Assignee at the time of filing qualified as a "small entity", and the Assignee today remains a small entity.

Applicant respectfully requests that the excess payment in the amount of \$473 be refunded and credited to Deposit Account No. 22-0185, with reference to our docket no. 22040-00027-US.

Application No.: 10/707,960

Attorney Docket No.: 22040-00027-US

Applicant believes no additional fee is due with this request. However, if a fee is due, please charge our Deposit Account No. 22-0185, from which the undersigned is authorized to draw.

Respectfully submitted,

By

Larry J. Hume

Registration No.: 44,163

CONNOLLY BOVE LODGE & HUTZ LLP

1990 M Street, N.W., Suite 800

Washington, DC 20036-3425

(202) 331-7111

(202) 293-6229 (Fax)

Attorney for Applicant

ATTENTION ATTENTION ATTENTION

DATE PROCESSED :

2-27-04

PROCESSED BY : B.M.

ACH PAYMENT

Attached is the most current ACH Information

O I P E

TREASURY CHECK

The Most Current ACH Information Was

Requested From This Customer With The Purpose Of

Processing His Refund Request By Electronic Fund

Transfer(EFT). No EFT Information Was Received

Therefore, If Customer Is Due A Refund:

A CHECK WILL BE ISSUED.



CREDIT TO DEPOSIT ACCOUNT

101329300

This Request for Refund Will Be Processed By Crediting

Deposit Account Number 3-0005

If Customer Is Due A Refund.

ATTENTION ATTENTION ATTENTION

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February 27, 2004

SENT VIA FAX - 703-308-5077

Refund Department

Commissioner of Patents and Trademarks

2011 Crystal Drive

Suite 811

Arlington, VA 22202

Re: Deposit Account #13-0005

Dear Sir or Madam:

Please credit the above-referenced Deposit Account for the following charge. We were charged \$770.00 for a large entity RCE fee on February 2004 statement when we should have only been charged for a small entity fee. The February 2004 Deposit Account Statements read as followed:

<u>Date Posted</u>	<u>Control No.</u>	<u>Description</u>	<u>Fee Code</u>	<u>Charge</u>
02/25/04	114	10329300	1801	\$ 770.00

The total amount that should have been charged to the Deposit Account 13-0005 for reference 10329300 for the RCE fee should have been a small entity charge of \$385.00. Therefore the total credit due is \$385.00.

Thank you for your time. Please call me at the above number should you have any questions.

Very truly yours,
MACMILLAN, SOBANSKI & TODD


Heather R. Cope
Accounting Department

Enclosures

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February 27, 2004

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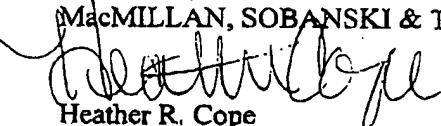
Please credit the above-referenced Deposit Account for the following charge. We were charged \$40.00 for an Assignment twice once on February 2004 statement. The February 2004 Deposit Account Statements read as followed:

<u>Date Posted</u>	<u>Control No.</u>	<u>Description</u>	<u>Fee Code</u>	<u>Charge</u>
02/12/04	336	10664811	8021	\$ 40.00
02/12/04	396	10664811	8021	\$ 40.00

The total amount that should have been charged to the Deposit Account 13-0005 for reference 10664811 for the Assignment should have been one charge of \$40.00. Therefore the total credit due is \$40.00.

Thank you for your time. Please call me at the above number should you have any questions.

Very truly yours,
 MacMILLAN, SOBANSKI & TODD


 Heather R. Cope
 Accounting Department

Enclosures